

Message Text

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ACTION DLOS-05

INFO OCT-01 IO-10 ISO-00 ACDA-05 AGR-05 AID-05 CEA-01

CEQ-01 CG-00 CIAE-00 CIEP-01 OFA-01 COME-00 DODE-00

DOT-00 EB-07 EPA-01 ERDA-05 FEAE-00 FMC-01 H-02

INR-07 INT-05 JUSE-00 L-02 NSAE-00 NSC-05 NSF-01

OES-03 OMB-01 PA-01 PM-03 PRS-01 SP-02 SS-15 USIA-06

OIC-02 AF-06 ARA-06 EA-06 EUR-12 NEA-09 /144 W

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C O N F I D E N T I A L GENEVA 3193

FROM USDEL LOS

E.O. 11652: GDS

TAGS: PLOS

SUBJECT: LOS: C-I INFORMAL WORKING GROUP MEETING APRIL 25, 1975

SUMMARY: COMMITTEE I (CI) WORKING GROUP APRIL 25 HEARD GROUP OF 77 POSITION ON DRAFT SINGLE TEXT BASIC CONDITIONS. U.S. RESPONSE PROVOKED HEATED DEBATE. PRIVATE CONTACTS WITH GROUP OF 77 LEADERSHIP SUGGEST MEETING MAY HAVE HELPED TO ENCOURAGE GROUP OF 77 TO CONTINUE WORKING UNTIL END OF SESSION. END SUMMARY.

1. CI INFORMAL WORKING GROUP UNDER CHAIRMANSHIP OF PINTO (SRI LANKA) MET APRIL 25 TO CONTINUE EXCHANGE OF VIEWS ON INFORMAL DOCUMENT CAB.12, DRAFT SINGLE TEXT ON BASIC CONDITIONS. WORKING GROUP HAD NOT MET FOR FOUR DAYS TO ALLOW 77 TO COORDINATE THEIR POSITION.

2. PERU REP (DESOTO) PRESENTED POSITION OF GROUP OF 77. GROUP FLATLY REJECTED USSR PROPOSAL ON RESERVATION OF AREAS, WHICH HAD
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BEEN INCORPORATED IN SUBSTANCE FROM C.1/L.12. GROUP QTE COULD NOT

SUPPORT UNQTE SUBSTANCE OF U.S. BANKING SYSTEM FOR RESERVATION OF AREAS AS PRESENTED IN PARAS. 7 AND 19 OF CAB.12. THE IDEA OF FINDING METHOD TO PROVIDE AUTHORITY WITH MORE DATA ON THE AREA WAS NOT EXCLUDED, LEAVING SLIGHT ROOM FOR USING PART OF BANKING IDEA. GROUP INSISTED THAT ENTIRE AREA SHOULD BE SUBJECT TO SAME BASIC PRINCIPLES AS INCLUDED IN REGIME ARTICLES. GROUP WOULD GO ALONG WITH ADDING CRITERIA TO BASIC CONDITIONS IN CAB.12 BASED ON C.1/L.7, BUT THOUGHT CRITERIA IN PARAS. 16-21 OF CAB.12 WERE TOO FAVORABLE TO CONTRACTOR AND RECOMMENDED KEEPING ONLY TITLES OF PARAGRAPHS FOR TIME BEING. GROUP ALSO CONSIDERED LIST OF AREAS IN WHICH RULES AND REGULATIONS WOULD BE PROMULGATED BY THE AUTHORITY TO BE NON-EXHAUSTIVE, AND THOUGHT PARA. 8 ON CRITERIA FOR ACCESS TO THE AREA GAVE AUTHORITY TOO LITTLE DISCRETION. PERU REP. CONCLUDED BY EMPHASIZING GROUP OF 77 REMAINED OPEN TO A DIALOGUE AND DOOR WAS OPEN FOR NEGOTIATION TO MEET LEGITIMATE NEEDS OF ALL STATES.

3. PINTO SUMMARIZED GROUP OF 77 POSITION AND HIGHLIGHTED MOVEMENT OF GROUP IN THAT ELABORATION OF CRITERIA IN BASIC CONDITIONS WOULD NOW BE ACCEPTABLE, SUBJECT TO MODIFICATION. PINTO ALSO AGREED WITH PERU REP. STATEMENT THAT BASIC CONDITIONS WOULD APPLY TO CONTRACTUAL JOINT VENTURES, LEAVING OTHER MODALITIES (I.E., SERVICE CONTRACTS) UNRESOLVED ISSUE.

4. U.S. C-I REP (RATINER) INTERVENED TO EXPRESS PROFOUND DISAPPOINTMENT OF U.S. DEL THAT COMPROMISES OFFERED BY DEVELOPED COUNTRIES WERE REJECTED IN THREE CRITICAL RESPECTS. U.S. C-I REP INDICATED TI WAS TOO LATE IN NEGOTIATION FOR DOORS TO BE OPENED FOR NEGOTIATION AND VIEWS OF LARGE NUMBERS OF DEVELOPED STATES TO BE REJECTED. DEVELOPED COUNTRIES HAD HOPED BREAK IN WG MEETINGS TO ALLOW 77 TO COORDINATE WOULD RESULT IN EFFORTS TO MEET HALFWAY, BUT STATEMENT INDICATED 77 HAD NOT MOVED IN CONCEPTUAL TERMS FROM POSITION IN CARACAS. U.S. C-I REP SPECIFICALLY EMPHASIZED NEED TO ELABORATE CRITERIA IN BASIC CONDITIONS NOW.

5. CHINA, BRAZIL, PERU, TANZANIA, TRINIDAD AND TOBAGO, BARBADOS AND ALGERIA INTERVENED TO EXPRESS IN STRONG TERMS SUPPORT FOR 77 POSITION AND EXPRESS CONSTERNATION AND SURPRISE AT U.S. STATEMENT. STRONGEST ATTACK WAS ON CONCEPT OF SPLITTING AREA FOR MULTINATIONALS AND STATES IN ONE PART AND AUTHORITY IN OTHER PART. 77
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CLAIMED THEY HAD MADE REAL CONCESSIONS WHILE DEVELOPED COUNTRIES HAD NOT MADE SIGNIFICANT CONCESSIONS.
ABRAMS

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